

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application Serial No. 09/834,785
Filing Date 04/13/2001
Confirmation No. 8392
Applicant Niration Network Group, L.L.C.
Inventorship Edward Hubbard, et al.
Group Art Unit 2157
Examiner Dalencourt, Yves
Attorney's Docket No. NING0008
Title: Software-based Network Attached Storage Services Hosted on Massively
Distributed Parallel Computing Networks

RENEWED PETITION UNDER 37 CFR 1.137

To: Director for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

From: Jeffrey Valley (Tel. 509-755-7236; Fax 509-755-7252)
Sadler, Breen, Morasch & Colby, p.s.
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Under 37 CFR 1.137(e)(1), applicant respectfully requests reconsideration of the Office's decision to dismiss the applicant's petition under 37 CFR 1.181(a) to withdraw its holding of abandonment.

In the Decision on Petition, dated August 22, 2008, the Office dismissed applicant's petition because a statement was not received from the law firm of Winstead, Sechrest & Minick attesting that a search of the file jacket and docket records was conducted or that the physical files and docket records indicated that the Notice of allowance was not received.

Applicant submits that Patent Attorney Robert A. Voigt Jr., of the law firm Winstead, Sechrest & Minick, attests to the following:

1. The undersigned Attorney of Record at the time of abandonment states that the Notice of Allowance and Fee(s) Due were not received by the

practitioner at the correspondence address of record.

2. A search of the file jacket and docket records indicates that the Office's communication was not received.

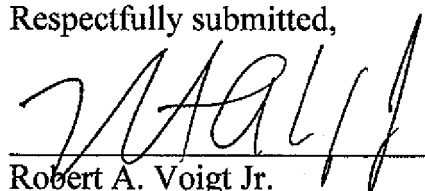
3. Attached as "Exhibit B" is a docket record dated January 5, 2007 for the application in question. The docket record shows that the Notice of Abandonment was received and docketed, and confirms that the Notice of Allowance, mailed on July 25, 2006, was not received. Please note that the law firm of Winstead, Sechrest & Minick maintains individual docket records for each docketed item, and does not maintain a "Master Docket" for all its docketed items. Accordingly, "Exhibit B", the individual docket record for the application in question, is being submitted as evidence that the Notice of Allowance was not received.

Applicant submits that Notice of Allowance and Fee(s) due were not received by the Attorney of Record at the time of abandonment, and pursuant to MPEP 711.03(c)(I)(A) all the requirements for this Petition to Withdraw Holding of Abandonment have been met.

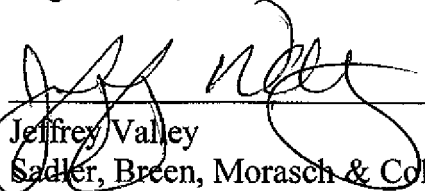
Accordingly, applicant respectfully requests that the abandonment of this application be withdrawn.

Respectfully submitted,

Date: 9/18/08


Robert A. Voigt Jr.
Winstead, ~~Sechrest & Minick~~ P.C. RU
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Dated: 9/18/08


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